

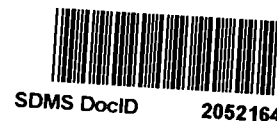
ORIGINAL

LAW OFFICES  
**BALLARD SPAHR ANDREWS & INGERSOLL, LLP**

1735 MARKET STREET, 51ST FLOOR  
PHILADELPHIA, PENNSYLVANIA 19103-7599  
215-665-8500  
FAX: 215-864-8999  
WWW.BALLARDSPAHR.COM

BALTIMORE, MD  
DENVER, CO  
SALT LAKE CITY, UT  
VOORHEES, NJ  
WASHINGTON, DC

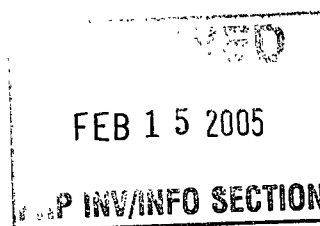
BRIAN G. GLASS  
DIRECT DIAL. 215-864-8174  
PERSONAL FAX 215-864-9268  
GLASSB@BALLARDSPAHR.COM



February 9, 2005

**By Hand Delivery**

Kristine Matzko (3HS23)  
Remedial Project Manager  
United States Environmental Protection  
Agency  
1650 Arch Street  
Philadelphia, PA 19103



Re: Lower Darby Creek Area Superfund Site -  
Folcroft Landfill and Folcroft Landfill Annex  
Delaware County, Pennsylvania

Dear Ms. Matzko:

This firm represents Temple University Hospital ("Temple") in connection with the referenced matter. I write in response to the United States Environmental Protection Agency's ("EPA") December 29, 2004 letter noticing Temple of its potential liability and requesting Temple to indicate whether it is willing to participate in future negotiations concerning the Lower Darby Creek Area Superfund Site (the "Site").

Temple always has taken its environmental obligations seriously and will continue to do so in the future. To that end, Temple has seen nothing to date to suggest that it arranged for the disposal of hazardous substances sent to the Folcroft Landfill and/or Folcroft Landfill Annex from its facility located in Philadelphia, Pennsylvania.

As set forth in previous correspondence to the EPA (dated November 30, 2001 and December 18, 2003), Temple has diligently searched all records in its possession, custody and control for any such information. Temple also has submitted a Freedom of Information Act ("FOIA") request to EPA to ascertain whether the agency possessed any such information. At this point, Temple has not received information from the EPA or any other source evidencing Temple's potential liability at the Site. Consequently, before Temple can determine whether it

Kristine Matzko (3HS23)

February 9, 2005

Page 2

ORIGINAL

would be appropriate to participate in future negotiations concerning the Site, Temple will need to review any and all information that formed the basis for EPA's December 29, 2004 letter. I have submitted electronically another FOIA request to obtain such information, a copy of which is enclosed.

Please feel free to contact me with any questions or comments.

Sincerely,



Brian G. Glass

BGG/flp  
Enclosure

cc: Susan B. Smith, Esq.  
Brendan K. Collins, Esq.



# U.S. Environmental Protection Agency

## Agency Freedom of Information Office

ORIGINAL

Contact Us | Print Version Search:  **GO**

[EPA Home](#) > [FOIA](#) > Online Request Form

## Online Request Form

[FOIA Home](#)[FOIA Contacts](#)[Submit a  
FOIA Request](#)[Reading Room](#)[Reference Guide](#)[Annual Reports](#)[Reference Materials](#)[Related Programs](#)[EPA Resources](#)[Related Links](#)

CAUTION: Any information you submit is not secure, and could be observed by a third party.

Electronic FOIA requests should contain the following information:

|                              |  |
|------------------------------|--|
| FOIA Office for your request | <input type="text" value="R3 States: DE, DC, MD, PA, VA, WV"/>   |
| Name                         | <input type="text" value="Brian G. Glass, Esquire"/>             |
| Company/Organization         | <input type="text" value="Ballard Spahr Andrews &amp; Ingersc"/> |
| Type of Requestor            | <input type="text" value="Other"/>                               |
| Mailing Address              | <input type="text" value="1735 Market Street 51st Floor"/>       |
| City                         | <input type="text" value="Philadelphia"/>                        |
| State                        | <input type="text" value="PA"/>                                  |
| ZIP Code                     | <input type="text" value="19103"/>                               |
| E-Mail Address               | <input type="text" value="glassb@ballardspahr.com"/>             |
| Phone Number                 | <input type="text" value="215 864 8174"/>                        |
| Fax Number                   | <input type="text" value="215 864 9268"/>                        |

Please provide the full and complete name(s) of the site(s)/facility(ies) you are inquiring about with the complete address(es).

Temple University Hospital, Inc.  
3401 N. Broad Street  
Philadelphia, PA 19140

Many facilities are regulated under more than one federal environmental law (CAA, CWA, TSCA, RCRA, SUPR, FIFRA.) Please provide any information which will enable the agency to perform a more comprehensive record search.

Any and all information  
evidencing Temple University  
Hospital, Inc.'s potential  
CERCLA liability at the Lower  
Darby Creek Area Superfund Site.

Select amount you are willing to reimburse the agency for fees incurred which exceed

ORIGINAL

\$25.00

- ☒ \$25-\$50
- ☐ \$50-\$100
- ☐ Other:

You will be informed if the estimated costs will exceed this limit.

Send

Reset

---

[EPA Home](#) | [Privacy and Security Notice](#) | [Contact Us](#)

Last updated on Friday, February 27th, 2004  
URL: <http://www.epa.gov/foia/requestform.html>